



Oregon

John A. Kitzhaber, MD, Governor

Public Utility Commission

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January 31, 2013

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW, Room TW-A306
Washington, DC 20554

Universal Service Administrative Company
Customer Operations
2000 L Street, NW, Suite 200
Washington, DC 20036

RE: ETC Designation for Federal Universal Service Support (Lifeline-only)
WC Docket No. 09-197

This letter is to inform you that on January 29, 2013, the Public Utility Commission of Oregon approved the request of Cricket Communications, Inc. to expand its Eligible Telecommunications Carrier (ETC) designated service area to include five additional wire centers: Adrian, Nyssa, Ontario, Oregon Slope, and Ridgeview. Cricket is an ETC for the limited purpose of Lifeline-only support. A copy of the Commission's Order No. 13-023 approving the requested expansion is attached.

Cricket's revised designated service area in Oregon is comprised of the areas of the wire centers listed in Exhibit A of Cricket's Application filed on September 4, 2012. A copy of Exhibit A is attached immediately following this letter. The areas for all wire centers listed are fully included in the designated service area; there are no partial wire center designations. There is no need to redefine any rural incumbent local exchange carrier (ILEC) study area given the FCC's grant of Cricket's Petition for Forbearance in DA-158 released February 7, 2012.

If you have any questions regarding this designation, please call me at (503) 378-6730 or send an e-mail to Kay.Marinos@state.or.us.

Thank you.

Kay Marinos
Manager
Telecommunications Division

Attachments



Exhibit A

Proposed designated rural and non-rural ILEC service areas (new and existing)

Wire Center				
Locality	(CLI)*	Company Name	OCN Category	New?
BEAVER CREEK	BVCKORXA	BEAVER CREEK COOPERATIVE TELEPHONE CO.	ILEC	
CANBY	CNBYORXA	CANBY TELEPHONE ASSOCIATION	ILEC	
NEEDY	NEDYORXA	CANBY TELEPHONE ASSOCIATION	ILEC	
CORBETT	CRBTORXC	CASCADE UTILITIES, INC.	ILEC	
AURORA	AURRORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
BROWNSVILLE	BWVLORXX	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
CHARBONNEAU	CHBUORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
CRESWELL	CRWLORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
LEBANON	LBNNORXB	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
SCAPPOOSE	SCPPORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
SHEDD	SHDDORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
REDLAND	RDLTORXX	CLEAR CREEK MUTUAL TELEPHONE CO.	ILEC	
ALOHA	ALOHORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
AMITY	AMTYORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
AUMSVILLE TURNER	AMVLORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
BANKS	BNKSORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
BEAVERTON	BVTNORXB	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
DAYTON	DYTNORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
FOREST GROVE	FRGVORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
GRAND ISLAND	GDISORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
GRESHAM	GRHMORXB	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
HILLSBORO	HLBOORXB	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
MCMINNVILLE	MMVLORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
NEWBERG	NWBRORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
ORIENT	ORNTORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
SCHOLLS	SCHLORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	

**APPLICATION OF CRICKET COMM'NS, INC. TO AMEND ETC DESIGNATION AREA
EXHIBIT A, PAGE 2**

SHERWOOD	SHWDORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
SILVERTON	SLTNORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
SOMERSET WEST	SMRWORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
GRESHAM	SNDYORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
SUNNYSIDE	SNSDORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
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TIGARD	TGRDORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
BULL MOUNTAIN	TGRDORXC	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
AUMSVILLE TURNER	TRNRORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
TUALATIN	TULTORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
VALLEYVIEW	VYVWORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
WILSONVILLE	WIVLORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
GERVAIS	GRVSORXX	GERVAIS TELEPHONE CO.	ILEC	
MOLALLA	MLLORXA	MOLALLA TELEPHONE CO.	ILEC	
MONITOR	MNTRORXA	MONITOR COOPERATIVE TELEPHONE CO.	ILEC	
MONROE	MONRORXB	MONROE TELEPHONE CO.	ILEC	
MOUNT ANGEL	MTANORXA	MT. ANGEL TELEPHONE CO.	ILEC	
ADRIAN	ADRNORXA	OREGON - IDAHO UTILITIES, INC.	ILEC	NEW
RIDGEVIEW	RDVWORXA	OREGON - IDAHO UTILITIES, INC.	ILEC	NEW
ADAIR	ADAROR21	QWEST CORPORATION	RBOC	
ALBANY	ALBYOR63	QWEST CORPORATION	RBOC	
BURLINGTON	BURLOR62	QWEST CORPORATION	RBOC	
CORVALLIS	CRVSOR65	QWEST CORPORATION	RBOC	
COTTAGE GROVE	CTGVOR53	QWEST CORPORATION	RBOC	
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INDEPENDENCE	INDPOR58	QWEST CORPORATION	RBOC	
JEFFERSON	JFSNOR63	QWEST CORPORATION	RBOC	
JUNCTION CITY	JNCYOR51	QWEST CORPORATION	RBOC	
LAKE OSWEGO	LKOSOR62	QWEST CORPORATION	RBOC	
MILWAUKIE	MLWKOR17	QWEST CORPORATION	RBOC	
NORTH PLAINS	NPLNOR62	QWEST CORPORATION	RBOC	
NYSSA	NYSSORXC	QWEST CORPORATION	RBOC	NEW
ONTARIO	ONTRORXC	QWEST CORPORATION	RBOC	NEW
OREGON CITY	ORCYOR18	QWEST CORPORATION	RBOC	

**APPLICATION OF CRICKET COMMC'NS, INC. TO AMEND ETC DESIGNATION AREA
EXHIBIT A, PAGE 3**

OREGON SLOPE	ORSLORXC	QWEST CORPORATION	RBOC	NEW
PORTLAND	PTLDOR02	QWEST CORPORATION	RBOC	
PORTLAND	PTLDOR08	QWEST CORPORATION	RBOC	
PORTLAND	PTLDOR11	QWEST CORPORATION	RBOC	
PORTLAND	PTLDOR12	QWEST CORPORATION	RBOC	
PORTLAND	PTLDOR13	QWEST CORPORATION	RBOC	
PORTLAND	PTLDOR14	QWEST CORPORATION	RBOC	
PORTLAND	PTLDOR17	QWEST CORPORATION	RBOC	
PORTLAND	PTLDOR18	QWEST CORPORATION	RBOC	
PORTLAND	PTLDOR69	QWEST CORPORATION	RBOC	
SALEM	SALMOR58	QWEST CORPORATION	RBOC	
SALEM	SALMOR59	QWEST CORPORATION	RBOC	
SPRINGFIELD	SPFDOR01	QWEST CORPORATION	RBOC	
ST HELENS	STHNOR40	QWEST CORPORATION	RBOC	
VENETA	VENTOR54	QWEST CORPORATION	RBOC	
WOODBURN	WDBNOR59	QWEST CORPORATION	RBOC	
HALSEY	HLSYORXB	ROOME TELECOMMUNICATIONS, INC.	ILEC	
ST PAUL	STPLORXX	ST PAUL COOPERATIVE TELEPHONE ASSOCIATION	ILEC	

*Each wire center will be included in its entirety.

ORDER NO. 13 023

ENTERED JAN 29 2013

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1625

In the Matter of

CRICKET COMMUNICATIONS, INC.,

Application to Amend its Designation as
an Eligible Telecommunications Carrier and
Eligible Telecommunications.

ORDER

DISPOSITION: STAFF'S RECOMMENDATION ADOPTED

At its Public Meeting on January 29, 2013, the Public Utility Commission of Oregon adopted Staff's recommendation in this matter. The Staff Report with the recommendation is attached as Appendix A.

BY THE COMMISSION:



Becky L. Beier

Becky L. Beier
Commission Secretary

A party may request rehearing or reconsideration of this order under ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480 through 183.484.

ORDER NO. 13 023

ITEM NO. CA7

PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: January 29, 2013

REGULAR _____ CONSENT X EFFECTIVE DATE _____ N/A

DATE: January 23, 2013

TO: Public Utility Commission

FROM: Stephen Hayes and Jon Cray

THROUGH: Jason Eisdorfer, Mike Dougherty, Bryan Conway, and
Kay Marinos

SUBJECT: CRICKET COMMUNICATIONS INC: (Docket No. UM 1625) Application
to Amend its Designation as an Eligible Telecommunications Carrier and
Eligible Telecommunications Provider

STAFF RECOMMENDATION:

Staff recommends that the Commission grant the application of Cricket Communications, Inc. (Cricket) to expand its existing Eligible Telecommunications Carrier (ETC) and its Eligible Telecommunications Provider (ETP) designated service area to include additional wire centers in eastern Oregon. Approval of Cricket's request will enable the carrier to offer discounted mobile phone services to a greater number of eligible low-income consumers in rural Oregon.

DISCUSSION:

Background

Designation as a federal ETC enables a telecommunications service provider to offer Lifeline discounts of \$9.25 per month to qualifying low-income customers and receive reimbursement from the Federal Universal Service Fund. In Oregon, a federal ETC must also be designated as an ETP so that it can participate in the Oregon Telephone Assistance Program (OTAP). OTAP discounts are \$3.50 per month and are reimbursed through the Residential Service Protection Fund (RSPF). In total, a qualifying low-income customer in Oregon receives \$12.75 of combined subsidy monthly.

The Commission approved Cricket's initial ETC and ETP designations in Order No. 10-070 entered February 25, 2010. Cricket's designation is only for the purpose of

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January 23, 2013

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offering Lifeline services and receiving Lifeline support, and not for receiving high-cost support. Cricket's initial designated service area generally covers the I-5 corridor. Since its initial designation, Cricket expanded its network facilities to areas of eastern Oregon. As a result, on September 4, 2012, Cricket filed an application to amend its initial designated service area to include five additional wire centers located near the eastern border of Idaho and Oregon: Adrian, Nyssa, Ontario, Oregon Slope, and Ridgeview. Exhibit A of Cricket's application (attached) displays all the wire centers that will constitute Cricket's revised designated service area for ETC and ETP purposes.

Cricket is a facilities-based carrier that offers wireless prepaid services. Cricket offers Lifeline/OTAP discounts on its voice services to qualifying low-income customers. Cricket does not offer a "free" Lifeline service. The company currently has a significant number of Lifeline/OTAP customers in its initial designated service area. Cricket has consistently complied with ETC and ETP requirements since its initial designation in early 2010.

ETC Designation

Section 214(e)(2) of the federal Communications Act of 1934, as amended by the Telecommunications Act of 1996 (the Act), delegates authority to state commissions to designate common carriers that are eligible to receive federal universal service support. State commissions may confer federal ETC status on common carriers that meet conditions set out in Section 214(e)(1) of the Act. In general, those conditions require that the ETC offer and advertise, throughout its designated service area, the services that are supported services using either its own facilities or a combination of its own facilities and resale of another carrier's service. Carriers other than the ILECs may be designated as ETCs if such designation is consistent with the public interest.

In Docket No. UM 1217, Order No. 06-292, the Commission adopted an explicit set of requirements for federal ETC designation. These requirements are largely based on the Act and Federal Communications Commission (FCC) recommendations. Appendix A to the order sets forth detailed requirements for initial designation and for annual recertification of ETC status. Cricket demonstrates in detail in its instant application that it satisfies each of these requirements for its proposed expanded area. Cricket has filed acceptable annual ETC reports in the past, and commits to reporting for the expanded area.¹

¹ In February of 2012, the FCC modified some of its requirements pertaining to the provision of Lifeline services. Cricket is currently in compliance with the new requirements. See *In the Matter of Lifeline and Link Up Reform and Modernization*, WC Docket No. 11-42, et al., FCC 12-11 (released Feb. 6, 2012).

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Cricket's application demonstrates that extending ETC designation to the additional wire centers is in the public interest. Cricket's designation will increase choices for eligible low-income consumers in those areas. There are currently no wireless carriers designated to provide Lifeline/OTAP services in the Adrian and Ridgeview wire centers. In the Nyssa, Ontario and Oregon Slope wire centers, there are currently several wireless carriers designated to provide Lifeline/OTAP services, but none have the same service offerings and rate plans as Cricket.

ETCs are generally required to provide the supported services throughout a rural incumbent local exchange carrier's study area. An ETC cannot be designated in only some of the wire centers of a rural incumbent's study area unless that area has been "redefined" by the FCC. Cricket requests designation in two wire centers (Adrian and Ridgeview) out of the three total wire centers served by Oregon-Idaho Utilities, Inc., a rural telephone company that has not had its study area redefined to the wire center level. In February of 2012, Cricket obtained forbearance from the FCC that permits Cricket to offer service in only part of a rural telephone company's study area without that area being redefined.² Therefore, Cricket can be designated in just the Adrian and Ridgeview wire centers of Oregon-Idaho Utilities. Cricket has agreed to include the entire area of both wire centers and is not requesting designation below the wire-center level. There is no redefinition issue pertaining to the Nyssa, Ontario, and Oregon Slope wire centers as they are part of the study area of Qwest Corporation, a non-rural incumbent local exchange carrier to which the redefinition requirement does not apply.

ETP Designation

In 1987, the Commission established OTAP in response to the law enacted by the Oregon Legislature stating that all Oregonians have a right to access basic telecommunication services under the RSPF. OTAP is one of four telecommunications assistance programs outlined in Chapter 290, Oregon Laws 1987.

OTAP is administered by Commission staff and serves as a corollary to the federal Lifeline program. The state fund contributes \$3.50 per eligible customer for basic local exchange service, while the federal fund supplies \$9.25 as a federal Lifeline contribution. Consumers must meet eligibility requirements in order to receive the Lifeline/OTAP discounts.

² *In the Matter of Telecommunications Carriers Eligible for Universal Service Support, Cricket Communications, Inc. Petition for Forbearance*, WC Docket No. 09-197, Order, DA-158 (released Feb. 7, 2012).

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In order to be designated as an ETP to participate in OTAP, a telecommunications service provider must first comply with the Commission's ETC requirements. The provider must also demonstrate that it will comply with OAR 860-033-0001 through OAR 860-033-0046. These rules specifically pertain to Lifeline/OTAP applicability, customer eligibility, benefits, compensable expenses, account, reporting and auditing.

Cricket has consistently complied with all OTAP requirements since its initial designation and can be expected to comply with all requirements in the proposed expanded service area.

PROPOSED COMMISSION MOTION:

The Application of Cricket Communications, Inc. to Amend its Designation as an Eligible Telecommunications Carrier (for purposes of receiving federal low-income support only), and as an Eligible Telecommunications Provider, be granted. The revised designated service area will be comprised of the wire centers listed in Exhibit A (attached).

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Exhibit A
Proposed designated rural and non-rural ILEC service areas (new and existing)

APPLICATION OF CRICKET COMM'NS, INC. TO AMEND ETC DESIGNATION AREA
EXHIBIT A, PAGE 1

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Locality	Wire Center (c111)	Company Name	Old Category	New?
BEAVER CREEK	BVCKORXA	BEAVER CREEK COOPERATIVE TELEPHONE CO.	ILEC	
CANBY	CNBYORXA	CANBY TELEPHONE ASSOCIATION	ILEC	
NEEDY	NEDYORXA	CANBY TELEPHONE ASSOCIATION	ILEC	
CORBETT	CRBTORXC	CASCADE UTILITIES, INC.	ILEC	
AURORA	AURRORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
BROWNSVILLE	BWVLORXX	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
CHARBONNEAU	CHBUORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
CRESWELL	CRWLORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
LEBANON	LBNNORXB	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
SCAPPOOSE	SCPPORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
SHEDD	SHDDORXA	CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	ILEC	
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DAYTON	DYTNORXA	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
FOREST GROVE	FRGVORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
GRAND ISLAND	GDISORXX	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
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HILLSBORO	HLBOORXB	FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ILEC	
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EXHIBIT A, PAGE 3

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OREGON STORE	PORTLAND	QWEST CORPORATION	RBOC	NEW
	PTLDOR02	QWEST CORPORATION	RBOC	
	PTLDOR08	QWEST CORPORATION	RBOC	
	PTLDOR11	QWEST CORPORATION	RBOC	
	PTLDOR12	QWEST CORPORATION	RBOC	
	PTLDOR13	QWEST CORPORATION	RBOC	
	PTLDOR14	QWEST CORPORATION	RBOC	
	PTLDOR17	QWEST CORPORATION	RBOC	
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WOODBURN	WDBNOR59	QWEST CORPORATION	RBOC	
HALSEY	HLSYORXB	ROOME TELECOMMUNICATIONS, INC.	ILEC	
ST PAUL	STPLORXX	ST PAUL COOPERATIVE TELEPHONE ASSOCIATION	ILEC	

*Each wire center will be included in its entirety.

APPLICATION OF CRICKET COMM'NS, INC. TO AMEND ETC DESIGNATION AREA
EXHIBIT A, PAGE 4

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